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Attorneys for Plaintiff

NANCY MAHAN

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

NANCY MAHAN,

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY OF
AMERICA,

Defendant.

) Case No. 3:13-cv-04803 VC

)

) **STIPULATION AND ORDER TO**
) **CONTINUE THE HEARING OF CROSS-**
) **MOTIONS FOR SUMMARY**
) **JUDGMENT AND RELATED**
) **DEADLINES**

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Plaintiff, Nancy Mahan and Defendant, Unum Life Insurance Company of America by
and through their counsel of record hereby stipulate as follows:

1 On October 14, 2014, this Court granted the parties Stipulation and Order to continue the
2 Deadline to Complete the Mandatory Settlement Conference and to Continue the Dates for the
3 Cross-Motions for Summary Judgment and set the following briefing schedule:

4 Plaintiff's opening brief in support of her motion for summary judgment will be
5 filed on or before March 12, 2015;
6 Defendant's opening cross-motion and opposition brief will be filed on or before
7 March 26, 2015;
8 Plaintiff's reply and opposition brief will be filed on or before April 9, 2015;
9 Defendant's reply brief will be filed on or before April 16, 2015; and
10 The cross-motions will be heard on April 30, 2015.

11 On October 27, 2014 and twice on December 23, 2014 the parties filed stipulations and
12 orders modifying the discovery cut-off and the settlement conference schedule, all of which were
13 entered as Orders.

14 On March 13, 2014, defendant's counsel reviewed the Orders and mistakenly determined
15 that defendant's opposition brief was due to be filed on or before April 9, 2015. Upon checking
16 the Docket on March 25, 2015, defendant's counsel realized his mistake and immediately called
17 plaintiff's counsel who courteously agreed to continue all of the dates.

18 As such, the parties stipulate to continue the briefing schedule as follows:

19 Defendant's opening cross-motion and opposition brief will be filed on or before April 9,
20 2015;

21 Plaintiff's reply and opposition brief will be filed on or before April 23, 2015;

22 Defendant's reply brief will be filed on or before April 30, 2015; and

23 The cross-motions will be heard on May 14, 2015.

1 GOOD CASUE EXISTS for this brief continuance due to defendant's counsel's mistake,
2 inadvertence or excusable neglect.

3 SO STIPULATED.

4 **RIMAC MARTIN, P.C.**

5 DATED: March 25, 2015

6 By: /s/ William Reilly
7 WILLIAM REILLY
8 Attorneys for Defendant
9 UNUM LIFE INSURANCE COMPANY OF
10 AMERICA

11 **LAW OFFICES OF SAMUEL F. BARNUM**

12 DATED: March 25, 2014

13 By: /s/ Samuel F. Barnum
14 SAMUEL F. BARNUM
15 Attorneys for Plaintiff
16 NANCY MAHAN

17 **IT IS SO ORDERED.**

18 Dated: March 26, 2015



19 HON. VINCE CHHABRIA
20 UNITED STATES DISTRICT JUDGE
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